



I hereby Certify that this Correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents Washington, D.C. 20231, on February 14, 2000.

Martin G. Linihan
Name Martin G. Linihan
Signature
February 14, 2000
Date of Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Michael K. Landi et al.

Serial No.: 09/333,251

Filed: June 15, 1999

For: Method And Device For Determining
Access To A Subsurface Target

RESPONSE

Assistant Commissioner for Patents
Washington, D.C. 20231
Attn: Box Missing Parts

Sir:

In response to the Notice To File Missing Parts of Application mailed July 13, 1999 (copy enclosed) herewith are the executed Declaration and payment of the surcharge. A Small Entity Statement also is enclosed.

Please charge any additional amount of the surcharge which may be due to Deposit Account No. 08-8442 of applicant's attorneys.

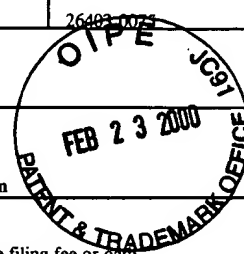
Respectfully submitted,

By: Martin G. Linihan
Martin G. Linihan
Reg. No. 24,926

HODGSON, RUSS, ANDREWS,
WOODS & GOODYEAR, LLP
One M&T Plaza, Suite 2000
Buffalo, New York 14203
Telephone: 716-856-4000
February 14, 2000
BFLODOCS:345742_1 (7#RY01)

FEE TRANSMITTAL for FY 1999Small Entity payments **MUST** be supported by a small entity statement.*Patent fees are subject to annual revision.*

| | |
|------------------------|---------------|
| Application Number | 09/333,251 |
| Filing Date | June 15, 1999 |
| First Named Inventor | Landi et al. |
| Examiner Name | |
| Group Art Unit | |
| Attorney Docket Number | 26483-0025 |

TOTAL AMOUNT OF PAYMENT (\$990.00)1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:**3. ADDITIONAL FEES**

| Deposit Account Number: 08-2442 | Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|-----------------------|----------------------|-----------------------|--------------------------------------------------------|----------------------------------------------------------------------------|-------|
| Deposit Account Name: Hodgson, Russ, Andrews, Woods & Goodyear | 105 | 130 | 205 | 65 | Surcharge - late filing fee or claim | \$65 | |
| <input checked="" type="checkbox"/> Charge any Additional Fee Required <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.18 Under 37 CFR 1.16 and 1.17 at the Mailing of the Notice of Allowance | 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet | \$ | |
| 2. <input type="checkbox"/> Payment Enclosed: <input type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other | 139 | 130 | 139 | 130 | Non-English specification | \$ | |
| FEE CALCULATION | 147 | 2,520 | 147 | 2,520 | For filing a request for reexamination | \$ | |
| 1. FILING FEE Large Entity Small Entity | 112 | 920* | 112 | 920* | Requesting Publication of SIR prior to Examiner Action | \$ | |
| Fee Fee Fee Fee Code (\$) Code (\$) Fee Description Fee Paid | 113 | 1,840* | 113 | 1,840* | Requesting Publication of SIR after Examiner Action | \$ | |
| 101 690 201 345 Utility filing fee | \$ | 115 | 110 | 215 | 55 | Extension for reply within first month | \$ |
| 106 310 206 155 Design filing fee | \$ | 116 | 380 | 216 | 190 | Extension for reply within second month | \$ |
| 107 480 207 240 Plant filing fee | \$ | 117 | 870 | 217 | 435 | Extension for reply within third month | \$ |
| 108 690 208 345 Reissue filing fee | \$ | 118 | 1,360 | 218 | 680 | Extension for reply within fourth month | \$ |
| 114 150 214 75 Provisional filing fee | \$ | 128 | 1,850 | 228 | 925 | Extension for reply within fifth month | \$925 |
| SUBTOTAL (1) | \$ | 119 | 300 | 219 | 150 | Notice of Appeal | \$ |
| 2. CLAIMS Fee from Extra below Total Claims / / -20 = / / x / / = Independent / / -3 = / / x / / = Multiple dependent claims / / x / / = | \$ | 120 | 300 | 220 | 150 | Filing a brief in support of an appeal | \$ |
| Large Entity Small Entity | \$ | 121 | 260 | 221 | 130 | Request for oral hearing | \$ |
| Fee Fee Fee Fee Code (\$) Code (\$) Fee Description Fee Paid | \$ | 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | \$ |
| 103 18 203 9 Claims in excess of 20 | \$0 | 140 | 110 | 240 | 55 | Petition to revive - unavoidable | \$ |
| 102 78 202 39 Independent claims in excess of 3 | \$ | 141 | 1,210 | 241 | 605 | Petition to revive - unintentional | \$ |
| 104 260 204 130 Multiple dependent claim | \$ | 142 | 1,210 | 242 | 605 | 10 advance copies Utility issue fee (or reissue) | \$ |
| 109 78 209 39 Reissue independent claims over original patent | \$ | 143 | 430 | 243 | 215 | Design issue fee | \$ |
| 110 18 210 9 Reissue claims in excess of 20 and over original patent | \$ | 144 | 580 | 244 | 290 | Plant issue fee | \$ |
| SUBTOTAL (2) | \$0 | 122 | 130 | 122 | 130 | Petitions to the Commissioner | \$ |
| SIGNATURE <i>Martin G. Linihan</i> | \$ | 123 | 50 | 123 | 50 | Petitions related to provisional applications | \$ |
| Martin G. Linihan Reg. No. 24,926 | \$ | 126 | 240 | 126 | 240 | Submission of Information Disclosure Statement | \$ |
| DATE: 2/14/00 Telephone: (716) 848-1367 | \$ | | | | | Recording each patent assignment per property (times number of properties) | \$ |
| | \$ | 581 | 40 | 581 | 40 | Filing a submission after final rejection (37 CFR 1.129(a)) | \$ |
| | \$ | 146 | 690 | 246 | 345 | For each additional invention to be examined (37 CFR 1.129(b)) | \$ |
| SUBTOTAL (3) | \$990 | | | | | | |

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Martin G. Linihan
Name

Signature

February 14, 2000
Date of Signature



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
| 09/333,251 | 06/15/99 | LANDI | M 26403.0075 |

MARTIN G LINIHAN ESQ
HODGSON RUSS ANDREWS
WOODS & GOODYEAR LLP
ONE M&T PLAZA SUITE 2000
BUFFALO NY 14203-2391

0242/07.3



NOT ASSIGNED

3731

DATE MAILED:

07/13/99

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 929.

☒ 1. The statutory basic filing fee is:

☐ missing.

☒ insufficient.

Applicant must submit \$ 380 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. The following additional claims fees are due:

\$ 297 for 33 total claims over 20.

\$ 117 for 3 independent claims over 3.

\$ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

☒ is missing or unsigned.

☐ does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

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01 C:205 65.00 CH